



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Dinesh Mody et al.
APPLICATION NO.: 09/751,472
FILING DATE: December 29, 2000
TITLE: Tissue Ablation Apparatus With a Sliding Ablation Instrument and Method
EXAMINER: David M. Shay
GROUP ART UNIT: 3739
ATTY. DKT. NO.: 23488-09177

CERTIFICATE OF MAILING

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By: 

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INFORMATION DISCLOSURE STATEMENT

Under 37 CFR §§ 1.56 and 1.97-98

SIR:

Pursuant to the provisions of 37 CFR §§ 1.56 and 1.97-98, enclosed herewith is modified form PTO/SB/08A listing references for consideration by the Examiner.

The filing of this Information Disclosure Statement shall not be construed as a representation regarding the completeness of the list of references, or that inclusion of a reference in this list is an admission that it is prior art or is pertinent to this application, or that a search has been made, or as an admission that the information listed is, or may be considered to be, material to patentability, or that no other material information exists, and shall not be construed as an admission against interest in any manner.

This Information Disclosure Statement is being filed:

- ☐ within three months of the filing date of the application, or date of entry into the national stage of an international application, or before the mailing date of a first office action on the merits, whichever event last occurred;
- ☒ before the mailing of a first official action after the filing of a request for continued examination (RCE) under 37 CFR § 1.114;

- ☐ after three months of the filing date of this national application or the date of entry of the national stage in an international application, or after the mailing date of the first official action on the merits, whichever event last occurred, but before the mailing date of the first to occur of either: (1) a final action under 37 CFR §1.113; or (2) an action that otherwise closes prosecution in the application, and:
 - ☐ attached hereto is the fee set forth under 37 CFR §1.17(p) for submission of this Information Disclosure Statement under 37 CFR. § 1.97(c); OR
 - ☐ Applicant certifies pursuant to 37 CFR § 1.97(e) that:
 - ☐ each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement; OR
 - ☐ no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of the person signing this certification after making reasonable inquiry, no item of information contained in this Statement was known to any individual designated under 37 CFR § 1.56(c) more than three months prior to the filing of this Statement;
- ☐ on or before the payment of the issue fee but after the mailing date of the first to occur of either: (1) a final action under 37 CFR § 1.113; (2) a notice of allowance under 37 CFR § 1.311; or (3) an action that otherwise closes prosecution in the application, and:
 - ☐ Applicant certifies pursuant to 37 CFR. § 1.97(e) that:
 - ☐ each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement;
 - ☐ no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of the person signing this certification after making reasonable inquiry, no item of information contained

in this Statement was known to any individual designated under 37 CFR § 1.56(c) more than three months prior to the filing of this Statement; AND

- ☐ attached hereto is the fee set forth under 37 CFR §1.17(p) for submission of this Information Disclosure Statement under 37 CFR. § 1.97(c); OR
- ☐ after the payment of the issue fee. Applicant requests that the information contained in this Information Disclosure Statement be placed in the file according to 37 CFR § 1.97(i), although the information may not be considered by the USPTO.
- ☒ Enclosed is a copy of each listed reference that may be material to the examination of this application, and for which there may be a duty to disclose.
- ☐ This application relies, under 35 U.S.C. § 120, on the earlier filing date of prior application No. _____, filed on _____, and the references cited therein are hereby referenced, but are not required to be provided in this application under 37 CFR § 1.98(d).
- ☐ This application was filed after June 30, 2003. Therefore, pursuant to the waiver of the requirements under 37 CFR 1.98(a)(2)(i), copies of each U.S. Patent and each U.S. Patent Application Publication are not required to be submitted. Copies of any foreign patent documents and non-patent literature cited herein are enclosed.
- ☐ Each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart application, and the communication was not received by any individual designated in 37 CFR § 1.56(c) more than thirty days prior to the filing of this Information Disclosure Statement. 37 CFR § 1.704(d).
- ☒ Applicant submits that no fee is required for the consideration of this Information Disclosure Statement.

Consideration of the listed references and favorable action are solicited.

Respectfully submitted,
DINESH MODY ET AL.

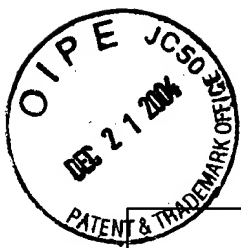
Dated: _____

12/17/04

By: _____

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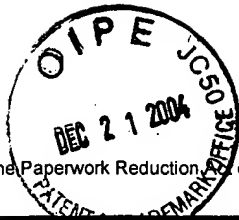
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TRANSMITTAL FORM <i>(to be used for all correspondence during pendency of filed application)</i>	Application Number	09/751,472	
	Filing Date	December 29, 2000	
	First Named Inventor	Dinesh Mody	
	Group Art Unit Number	3739	
	Examiner Name	David M. Shay	
Total Number of Pages in This Submission	13*	Attorney Docket Number	23488-09177

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Signature:		
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Attorney Docket Number	23488-09177

Sheet 1 of 10

U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document No. Number – Kind Code ² (if known)	Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document
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		US 2002/0017306 A1	02-14-2002	Cox et al.
		US 2002/0032440 A1	03-14-2002	Hooven et al.
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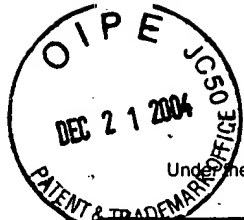
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Substitute for form 1449A/PTO				Complete if Known	
				Application No.	09/751,472
INFORMATION DISCLOSURE STATEMENT BY APPLICANT				Filing Date	December 29, 2000
				First Named Inventor	Dinesh Mody
				Art Unit	3739
				Examiner Name	David M. Shay
				Attorney Docket Number	23488-09177
Sheet	2	of	10		

U.S. PATENT DOCUMENTS				
Examiner Initials*	Cite No. ¹	Document No. Number – Kind Code ² (if known)	Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document
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		US 1,586,645	06-01-1926	W. Bierman
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Application No.	09/751,472
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Application No.	2000-1-172
Filing Date	December 29, 2000

First Named Inventor	Dinesh Mody
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Art Unit	3739
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Examiner Name	David M. Shay
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Attorney Docket Number	23488-09177
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Sheet	3	of	10
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		Document No.		
Examiner Initials*	Cite No. ¹	Number – Kind Code ² (if known)	Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document
		US 5,158,092	10-27-1992	Glace
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		US 5,222,501	06-29-1993	Ideker et al.
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		US 5,496,312	03-05-1996	Klicek
		US 5,500,012	03-19-1996	Brucker et al.
		US 5,520,188	05-28-1996	Hennige et al.
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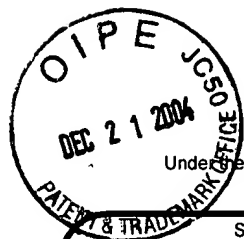
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Signature

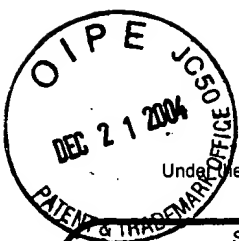
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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

Complete if Known

Application No.	09/751,472
Filing Date	December 29, 2000
First Named Inventor	Dinesh Mody
Art Unit	3739
Examiner Name	David M. Shay
Attorney Docket Number	23488-09177

Sheet 6 of 10

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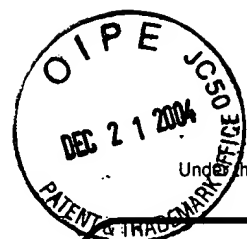
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Sheet 7 of 10

U.S. PATENT DOCUMENTS

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				Examiner Name	David M. Shay
				Attorney Docket Number	23488-09177
Sheet	8	of	10		

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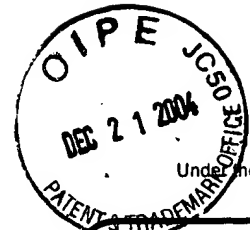
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Attorney Docket Number	23488-09177

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Examiner Initials*	Cite No. ¹	Foreign Patent Document Country Code ³ – Number ⁴ Kind Code ⁵ (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	T ⁶
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OTHER REFERENCES – NON-PATENT LITERATURE DOCUMENTS					
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published			T ⁶

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